

**UNITED STATES BANKRUPTCY COURT**

**DISTRICT OF HAWAII**

In re	)	Case No. 03-2804
	)	Chapter 11
PUMEHANA PARTNERS,	)	
	)	
Debtor.	)	Re: Docket No. 320
_____	)	

**MEMORANDUM DECISION REGARDING  
MOTION FOR ORDER FINDING DEBTOR'S DESIGNATED  
RESPONSIBLE INDIVIDUAL IN CIVIL CONTEMPT OF COURT**

On April 9, 2004, James Marn Jr.'s Motion For Order Finding Debtor's Designated Responsible Individual In Civil Contempt Of Court Re: 1/15/2004 and 4/01/2004 Orders [Docket No. 320] ("Motion For Contempt") was filed. On May 14, 2004, the hearing on the Motion For Contempt was held. On June 3, 2004, the order granting the Motion for Contempt was entered, which provided that James Marn Jr. was entitled to reasonable attorney fees and costs and established the deadline for submitting the fee request and the deadlines for the response.

On May 21, 2004, Michael L. Freed & Associates, counsel for James Marn Jr., filed support for \$1,395.81 in fees in its Proof of Fees And Costs.

General Counsel for the Debtor, Harrison Chung, filed a response opposing the amount of the fees and alleging that the requested fees also include time related to other "non-contempt" matters, and alternatively requesting that only

\$475, which is 2.5 hours at a rate \$190 per hour, be allowed.

Fees in the amount of \$1,395.81 shall be allowed as a sanction for civil contempt. The fees represent reasonable compensation for actual, necessary services and reimbursement for actual, necessary expenses, all of which were incurred as a direct result of, and as a reasonable and appropriate response to, the failure of the Debtor's designated responsible individual, Alexander Y. Marn, to comply with the court's orders.

A appropriate separate order will be issued.

DATED: Honolulu, Hawaii, June 23, 2004.



*/s/ Robert J. Faris*  
**United States Bankruptcy Judge**